

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Christine Pembleton

(b) County of Residence of First Listed Plaintiff Philadelphia County, PA
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Robert A. Huber, Esq.
Thomas E. Copain, Esq.
Huber & Palsir, LLC
461 N. 3rd Street, 2nd Floor
Philadelphia, PA 19123

DEFENDANTS

Macy's Inc. and Macy's Retail Holdings, Inc. l/t/a Macy's Retail Holdings, LLC

County of Residence of First Listed Defendant New York County, NY
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Robert W. Stanko, Esquire
Andrew C. Goldstein, Esquire
Marshall Dennehey Warner Coleman & Goggin
2000 Market Street, Suite 2300, Philadelphia, PA 19103

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	X	1	Incorporated or Principal Place of Business In This State	4	4
Citizen of Another State	2	2	Incorporated and Principal Place of Business In Another State	5	X
Citizen or Subject of a Foreign Country	3	3	Foreign Nation	6	6

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<input checked="" type="checkbox"/> 310 Airplane	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 320 Assault, Libel & Slander			<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 330 Federal Employers' Liability			<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 340 Marine			<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 345 Marine Product Liability			<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 350 Motor Vehicle			<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 355 Motor Vehicle Product Liability			<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 360 Other Personal Injury			<input type="checkbox"/> 480 Consumer Credit
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice			<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 195 Contract Product Liability				<input type="checkbox"/> 850 Securities/Commodities/Exchange
<input type="checkbox"/> 196 Franchise				<input type="checkbox"/> 890 Other Statutory Actions
				<input type="checkbox"/> 891 Agricultural Acts
				<input type="checkbox"/> 893 Environmental Matters
				<input type="checkbox"/> 895 Freedom of Information Act
				<input type="checkbox"/> 896 Arbitration
				<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
				<input type="checkbox"/> 950 Constitutionality of State Statutes

REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	LABOR	PROPERTY RIGHTS	LABOR	PROPERTY RIGHTS	LABOR	PROPERTY RIGHTS
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 530 General	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 540 Mandamus & Other	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 862 Black Lung (923)
	<input type="checkbox"/> 448 Education	<input type="checkbox"/> 555 Prison Condition		<input type="checkbox"/> 863 DIWC/DIWW (405(g))		<input type="checkbox"/> 863 DIWC/DIWW (405(g))		<input type="checkbox"/> 863 DIWC/DIWW (405(g))
		<input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		<input type="checkbox"/> 864 SSID Title XVI		<input type="checkbox"/> 864 SSID Title XVI		<input type="checkbox"/> 864 SSID Title XVI
				<input type="checkbox"/> 865 RSI (405(g))		<input type="checkbox"/> 865 RSI (405(g))		<input type="checkbox"/> 865 RSI (405(g))

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☒ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

28 U.S.C. § 1441(a)

Brief description of cause:

Plaintiff alleges various injuries as a result of an alleged accident involving an escalator.

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: Yes X No

RELATED CASE(S) IF ANY

(See Instructions):

JUDGE

DOCKET NUMBER

DATE

10/9/20

SIGNATURE OF ATTORNEY OF RECORD

[Signature]

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CASE MANAGEMENT TRACK DESIGNATION FORM

CHRISTINE PEMBLETON :

v.

MACY'S INC., et al.

:
:
:
:

CIVIL ACTION


NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus-Cases brought under 28 U.S.C. §2241 through §2255. ()
- (b) Social Security-Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration-Cases require to be designated for arbitration under Local Civil Rule 53.2. (X)
- (d) Asbestos-Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management-Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management--Cases that do not fall into any one of the other tracks. ()

October 9, 2020
Date


Attorney-at-law

Defendants
Attorney for

215-575-2807
Telephone

215-575-0856
FAX Number

rwstanko@mdwecg.com
E-Mail Address

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CASE MANAGEMENT TRACK DESIGNATION FORM

CHRISTINE PEMBLETON : CIVIL ACTION
v. :
: :
MACY'S INC., et al. :

NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

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- (f) Standard Management--Cases that do not fall into any one of the other tracks. ()

October 9, 2020

Date _____

Attorney-at-law

Defendants

Attorney for

215-575-2807

Telephone

215-575-0856

FAX Number

rwstanko@mdwccg.com

E-Mail Address

DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: 6060 Alma Street, Philadelphia, PA 19149
Address of Defendant: 20 Whippany Road, Morristown, New Jersey
Place of Accident, Incident or Transaction: 2300 Lincoln Highway, Langhorne, PA 19047

RELATED CASE, IF ANY:

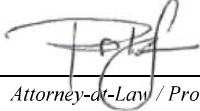
Case Number: _____ Judge: _____ Date Terminated: _____

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- | | | |
|--|------------------------------|--|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☒ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 10/09/2020


Attorney-at-Law / Pro Se Plaintiff

208830

Attorney I.D. # (if applicable)

CIVIL: (Place a ✓ in one category only)

A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
☐ 2. FELA
☐ 3. Jones Act-Personal Injury
☐ 4. Antitrust
☐ 5. Patent
☐ 6. Labor-Management Relations
☐ 7. Civil Rights
☐ 8. Habeas Corpus
☐ 9. Securities Act(s) Cases
☐ 10. Social Security Review Cases
☐ 11. All other Federal Question Cases
(Please specify): _____

B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
☐ 2. Airplane Personal Injury
☐ 3. Assault, Defamation
☐ 4. Marine Personal Injury
☐ 5. Motor Vehicle Personal Injury
☐ 6. Other Personal Injury (Please specify): _____
☒ 7. Products Liability
☐ 8. Products Liability – Asbestos
☐ 9. All other Diversity Cases
(Please specify): _____

ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, _____, counsel of record or pro se plaintiff, do hereby certify:

☐ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:

☐ Relief other than monetary damages is sought.

DATE: _____

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRISTINE PEMBLETON	:	CIVIL ACTION
	:	
v.	:	
	:	NO.
MACY'S INC. and MACY'S RETAIL	:	
HOLDINGS, INC. 1/t/a MACY'S RETAIL	:	
HOLDINGS, LLC and SCHINDLER	:	
ELEVATOR COMPANY and	:	
JOHN DOE #1 a/k/a Scott,	:	<u>JURY TRIAL DEMANDED</u>
JOHN DOE #2 and 3	:	

NOTICE OF REMOVAL

**TO THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT
COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA:**

Defendants, Schindler Elevator Corporation (incorrectly identified as Schindler Elevator Company and hereinafter referred to as "SEC"), Macy's Inc. and Macy's Retail Holdings, Inc. 1/t/a Macy's Retail Holdings, LLC (collectively "the Macy's Defendants"), by and through their attorneys, Marshall Dennehey Warner Coleman & Goggin, pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, file the instant Notice of Removal of a certain action pending in the Philadelphia Court of Common Pleas, and in support thereof state as follows:

1. SEC and the Macy's Defendants are named as defendants in an action captioned Christine Pembleton v. Macy's Inc. et al., Case ID 200802802, which is pending in the Philadelphia Court of Common Pleas (hereinafter, the "State Court"). A true and correct copy of Plaintiff's Civil Action Complaint is attached hereto as Exhibit "A."

2. SEC was served with the Complaint in the State Court action on or about September 10, 2020. A true and correct copy of Plaintiff's Affidavit of Service on SEC is attached hereto as Exhibit "B."

3. The Macy's Defendants were served with the Complaint in the State Court action on or about September 8 and 14, 2020, respectively. True and correct copies of Plaintiff's Affidavit of Service on the Macy's Defendants are attached hereto collectively as Exhibit "C."

4. In accordance with 28 U.S.C. §1446(a), the foregoing Complaint is, upon information and belief, the only process, pleading, or order in the State Court action served upon SEC or the Macy's Defendants. Docket entries from the State Court action are attached hereto as Exhibit "D."

5. Defendants desire to remove this action to this Court and submit this Notice along with the exhibits, in accordance with 28 U.S.C. §§1332, 1441 and 1446.

6. In accordance with 28 U.S.C. §1446(b), this Notice of Removal is timely as it is filed within thirty (30) days of service.

7. The State Court action satisfies the diversity jurisdiction requirements of 28 U.S.C. §1332(a) because it is between citizens of different states and the amount in controversy exceeds the sum or value of \$75,000.00, exclusive of interest and costs.

8. Plaintiff Christine Pembleton is, upon information and belief as set forth in the Complaint, an adult individual who resides at 6060 Alma Street, Philadelphia, PA 19149.

9. SEC is a corporation organized and existing under the laws of the state of Delaware with its principal place of business located at 20 Whippany Road, Morristown, New Jersey.

10. Macy's Inc. is a corporation organized and existing under the laws of the state of Delaware with its principal place of business located in New York, New York.

11. Macy's Retail Holdings, LLC is a corporation organized and existing under the laws of the state of Ohio with its principal place of business located in New York, New York.

12. Plaintiff expressly rejected a proposed stipulation that her alleged damages at issue were \$75,000.00 or less. Therefore, the amount in controversy exceeds \$75,000.00.

13. This action is one which this Honorable Court has original jurisdiction under the provisions of 28 U.S.C. § 1441(a), in that it is a civil action wherein Plaintiff has alleged that the damages in controversy exceed the sum or value of \$75,000.00, exclusive of interest and costs and is between citizens of different states.

14. The Removing Defendants removed the State Court Action to this Court because the State Court Action was previously pending in the Court of Common Pleas of Philadelphia County, Pennsylvania.

15. Written notice of the filing of this Notice of Removal will be provided to Plaintiff, and a copy of this Notice of Removal and supporting papers will be filed with the Clerk of the State Court, as provided by 28 U.S.C. § 1446(d).

WHEREFORE, Defendants Schindler Elevator Corporation, Macy's Inc. and Macy's Retail Holdings, Inc. 1/t/a Macy's Retail Holdings, LLC, pray that the above-described action pending against them in State Court be removed to this Court.

Respectfully submitted,

**MARSHALL DENNEHEY WARNER
COLEMAN & GOGGIN**

BY: 

Robert W. Stanko, Esquire
Andrew C. Goldstein, Esquire
Attorneys for Defendants,
Schindler Elevator Corporation, Macy's Inc.
and Macy's Retail Holdings, Inc. 1/t/a
Macy's Retail Holdings, LLC

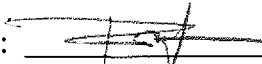
Dated: 10/09/20

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Notice of Removal was sent by First Class mail, postage prepaid, to the following counsel of record:

Thomas E. Copain, Esquire
Robert A. Huber Esquire
Huber & Palsir, LLC
461 N. 3rd Street, 2nd Floor
Philadelphia, PA 19123

**MARSHALL DENNEHEY WARNER
COLEMAN & GOGGIN**

BY: 
Robert W. Stanko, Esquire
Andrew C. Goldstein, Esquire
Attorneys for Defendants,
Schindler Elevator Corporation, Macy's Inc.
and Macy's Retail Holdings, Inc. l/t/a
Macy's Retail Holdings, LLC

Dated: 10/9/20

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHRISTINE PEMBLETON	:	CIVIL ACTION
	:	
v.	:	
	:	NO.
MACY'S INC. and MACY'S RETAIL	:	
HOLDINGS, INC. I/t/a MACY'S RETAIL	:	
HOLDINGS, LLC and SCHINDLER	:	
ELEVATOR COMPANY and	:	
JOHN DOE #1 a/k/a Scott,	:	<u>JURY TRIAL DEMANDED</u>
JOHN DOE #2 and 3	:	

AFFIDAVIT

ROBERT W. STANKO, ESQUIRE, being duly sworn according to law deposes and states that the facts set forth in the foregoing Notice of Removal are true and correct to the best of his knowledge, information, and belief.



ROBERT W. STANKO, ESQUIRE

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 9th DAY
OF October, 2020



NOTARY PUBLIC

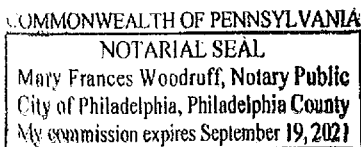


EXHIBIT “A”

**FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
COURT OF COMMON PLEAS OF PHILADELPHIA**

Filed and Attested by the
Philadelphia Office of Judicial Records
01 SEP 2020 05:32 pm
A. BILIGRINI

CHRISTINE PEMBLETON :
6060 Alma Street :
Philadelphia, PA 19149 :
vs. :
MACY'S INC. and :
MACY'S RETAIL HOLDINGS, INC. :
i/t/a MACY'S RETAIL HOLDINGS, LLC: :
and SCHINDLER ELEVATOR CORP. :
and JOHN DOE #1 a/k/a Scott, :
JOHN DOE #2 and 3 :
2300 Lincoln Highway, Suite 4 :
Langhorne, PA 19047 :

AUGUST TERM 2020

NO.

NOTICE TO DEFEND

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

**Philadelphia Bar Association
Lawyer Referral
and Information Service
One Reading Center
Philadelphia, Pennsylvania 19107
(215) 238-6333
TTY (215) 451-6197**

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta ascantar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademus, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

Lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona o llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

**Asociacion De Licenciados
De Filadelfia
Servicio De Referencia E
Informacion Legal
One Reading Center
Filadelfia, Pennsylvania 19107
(215) 238-6333
TTY (215) 451-6197**

HUBER & PALSIR, LLC
BY: ROBERT A. HUBER, ESQUIRE
THOMAS E. COPAIN, ESQUIRE
IDENTIFICATION NO.s: 58948/322039
461 N. 3rd Street, 2nd floor
PHILADELPHIA, PA 19123
(215) 627-0676
rhuber@myhplaw.com - email

MAJOR TRIAL

ATTORNEYS FOR PLAINTIFF

CHRISTINE PEMBLETON :
6060 Alma Street :
Philadelphia, PA 19149 :
vs. :
MACY'S RETAIL HOLDINGS, INC. :
i/t/a MACY's RETAIL HOLDINGS, LLC:
2300 Lincoln Highway, Suite 4 :
Langhorne, PA 19047 :
and :
MACY'S, INC. :
151 West 34th Street :
New York, NY 10001 :
and :
SCHINDLER ELEVATOR CORP. :
20 Whippany Road :
Morristown, NJ 07960 :
and :
JOHN DOE #1 a/k/a Scott, :
JOHN DOE #2 and 3 :
JANE DOEs 1, 2 and 3 :
2300 Lincoln Highway, Suite 4 :
Langhorne, PA 19047 :

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

AUGUST TERM 2020

NO.:

CIVIL ACTION - CODE NO.2S - PRODUCT LIABILITY

1. Plaintiff, Christine Pembleton, is an adult individual who resides at the above captioned address.

2. Defendant, Macy's Inc. and Macy's Macy's Retail Holdings, Inc. i/t/a Macy's Retail Holdings, LLC (hereinafter collectively referred to as the "Macy's" defendants) are corporation(s) and/or business entity(ies) which regularly do business in the Commonwealth of Pennsylvania and in the City and County of Philadelphia. In addition, the Macy's Defendants do

business at the Oxford Valley Mall, 2300 Lincoln Highway in Langhorne, PA. At all times material hereto Macy's was in possession, custody and control of said premises, including its escalators.

3. Defendant, Schindler Elevator Corporation, is a foreign corporation duly authorized to conduct business in the Commonwealth of Pennsylvania and which regularly conducts business in the City and County of Philadelphia. Upon information and belief, at all times material hereto, this defendant installed, maintained,, serviced, manufactured, designed and/or repaired the escalator in question located at the Macy's store located at the Oxford Valley Mall, 2300 Lincoln Highway, in Langhorne, PA. pursuant to a contract with Macy's.

4. Defendant John Doe 1 a/k/a Scott , is an adult individual who, upon information and belief resides in Pennsylvania and who at all times material hereto was responsible for hiring Macy's security personnel, Macy's staff, and/or Macy's representative(s), agent(s), servants, personnel, workman and/or employees working at the Macy's location at the Oxford Valley Mall 2300 East Lincoln Highway in Langhorne, PA.

5. Defendant John Doe 2 is an adult individuals who, upon information and belief resides in Pennsylvania and who at all times material hereto worked as Macy's security personnel, Macy's staff, and/or Macy's representative(s), agent(s), servants workman and/or employees working at the Macy's location at the Oxford Valley Mall 2300 East Lincoln Highway in Langhorne, PA at all times material hereto.

6. Defendant John Doe 3 is an adult individual who upon information and belief resides in Pennsylvania and who at all times material hereto worked for Schindler Elevator Corporation and was responsible for maintaining, servicing, repairing, installing, and for keeping the

escalator in question in safe and proper working order at the Macy's store located at the Oxford Valley Mall 2300 East Lincoln Highway in Langhorne, PA at all times material hereto.

7. Defendants Jane Doe 1, 2 and 3 are adult individuals who reside in Pennsylvania and who were Macy's security personnel, Macy's staff, and/or Macy's representative(s), agent(s), servants workman and/or employees working at the Macy's location at the Oxford Valley Mall 2300 East Lincoln Highway in Langhorne, PA at all times material hereto.

8. Upon information and belief, each defendant owned, operated, leased, maintained, repaired, serviced, installed, inspected, controlled, and/or maintained the right to control the escalators and/or their emergency shutoff function at the Macy's store located at 2300 Lincoln Highway, Suite 4 in Langhorne, PA.

9. Each defendant knew and/or should have known before Plaintiff's accident on October 3, 2018 that the escalator at the Macy's Store located at the Oxford Valley Mall, 2300 Lincoln Highway in Langhorne, PA which Plaintiff was in an unsafe, defective and/or dangerous condition, that it was not safe for passenger use and each defendant failed to do so, and/or notify escalator passengers of same.

10. Each defendant acted by and through its/his/her authorized agents, servants, workmen and/or employees who were acting within the course and scope of their employment and/or authority with one another at all times material hereto.

11. On or about October 3, 2018, Plaintiff Christine Pembleton was shopping at Macy's Oxford Valley Mall store located at 2300 Lincoln Highway in Langhorne, PA. when suddenly and without warning, the defective and/or unsafe escalator she was a passenger on caught her skirt, entrapped and pulled her down, and repeatedly struck her over a period of several minutes during which time each defendant failed to stop, correct or remedy said hazardous and injurious

condition, causing Plaintiff serious and/or permanent injuries to her neck, head, back right ankle, leg and/or as hereinafter more fully set forth.

12. At all times material hereto, Plaintiff used the escalator in question in the manner in which it was intended to be used, and at all times pertinent hereto, the occurrence described herein was not caused by any act or failure to act on the part of Plaintiff.

13. As a direct and proximate result of the aforementioned accident, Plaintiff suffered serious and/or permanent injuries including but not limited to: back contusion; concussion with associated headache; post traumatic headache; post traumatic vertigo; cervical spine ligaments sprain; severe damage to her nerves and nervous system and diverse other ills and injuries.

14. As a direct result of the aforementioned accident, Plaintiff has in the past and/or may in the future suffer a loss of earnings, and a loss of earning capacity, all to her great loss and detriment.

15. As a direct result of the aforementioned accident, plaintiff has in the past and may continue to receive and will in the future be required to incur the costs of medical care, hospitalization, medication, future surgery, diagnostic testing and rehabilitation in an attempt to cure and/or alleviate her injuries and conditions resulting from this accident, all to her great loss and detriment.

16. At all times material hereto, each defendant owed plaintiff a duty to install, inspect, service, repair, maintain and/or monitor the escalator in question and to make sure it was safe for use by plaintiff and each defendant failed to do so.

17. Each defendant knew or should have expected that persons such as plaintiff would not discover and/or realize that the escalator in question was in a dangerous and/or unsafe condition and each defendant failed to protect persons such as plaintiff against it.

18. Each defendant owed a duty to plaintiff to ensure that the escalator in question which it/he/she/they provided for its intended users was in a safe, non-hazardous condition at all times.

19. Each defendant knew or should have been aware of the escalator's operation and safety features, including but not limited to the location and/or use of the escalator's emergency stop function, and therefore had a duty to properly educate, train and inspect its agents, employees, servants, workmen and/or contractors of same.

20. At all times material hereto, each defendant, jointly and/or severally, maintained certain responsibilities duties and obligations for the aforementioned escalator in question, which it/he/she/they breached, including:

- a. designing, installing, and/or manufacturing a safe and non-hazardous escalator for use by customers including Plaintiff;
- b. properly and timely testing, servicing, maintaining, repairing and/or inspecting the escalator in question;
- c. promulgating, implementing, using and/or enforcing all required escalator safety measures, including timely and regular inspection and monitoring of said escalator;
- d. ensuring that no escalator be put into operation unless it was safe and proper working order;
- e. having and/or requiring proper safety features and/or safety measures for said escalator at all times.
- f. the duty to report, timely report and/or timely correct operational and/or safety problems with this escalator type or model;
- g. providing properly trained, qualified, experienced, and skilled employees, representatives, or agent(s) to inspect, install, repair, maintain, service, and monitor the escalator in question;

- h. having an escalator with property safety features, measures and/or devices to prevent it from catching a passenger's clothing;

21. As a direct result of the aforementioned accident, Plaintiff has in the past and may in the future continue to suffer pain, mental anguish, humiliation, embarrassment, fear, loss of well-being, loss of life's pleasures, restrictions in her ability to perform life's normal activities, duties and avocations which may continue indefinitely into the future, all to her great loss and detriment.

22. The aforementioned accident, injuries and other damages to plaintiff would not have occurred but for the joint and/or several carelessness and negligence of each defendant.

23. The aforesaid accident and resulting injuries and damages to plaintiff were in no manner caused by plaintiff, Christine Pembleton.

24. Venue is proper in Philadelphia County as the Corporate Defendants regularly do business in the City and County of Philadelphia and one or more of the John Doe/Jane doe defendants live in Pennsylvania and Plaintiff resides in Philadelphia.

COUNT I
CHRISTINE PEMBLETON v. MACY'S

25. Plaintiff incorporates by reference the preceding paragraphs as though same were fully set forth at length herein.

26. The aforesaid accident and injuries to Plaintiff resulting therefrom were caused by the negligence, carelessness, acts and/or omissions of the Macy's defendants, which consisted of the following;

- a. Allowing an escalator which it knew or should have known was in an unsafe, defective and/or dangerous condition to be and remain in service at all times relevant hereto;
- b. Failing to inspect, timely inspect, monitor and/or timely monitor its escalator(s);
- c. Failing to perform timely and/or regular preventive maintenance on the escalator in question;

- d. Failing to properly maintain, service, refurbish, retrofit and/or repair the escalator in question prior to the accident in question;
- e. Failing to hire, retain and/or utilize competent, properly trained, qualified, skilled, and/or experienced escalator maintenance personnel, mechanics, technicians, installers, servicemen and/or repairmen to install, service, maintain, repair, refurbish, retrofit, and/or work on the escalator in question;
- f. Causing the escalator in question to be and/or remain in a dangerous, defective and/or unsafe condition at all times material hereto by virtue of inadequate escalator warnings.
- g. Failing to make and/or perform necessary, timely escalator renovations, retrofits, service, repair or part replacement(s) for the elevator in question;
- h. Failing to require and/or provide appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen, employees, agents, and/or contractors responsible for the maintenance, service, repair, upkeep and safety of the escalator in question;
- i. Failing promulgate, implement, use, follow and/or enforce appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen and/or contractors responsible for proper safety and emergency procedures, including but not limited to knowing the location of and properly utilizing the emergency stop function in a timely manner;
- j. Failing to promulgate, implement, use, follow and/or enforce Store Accident and/or Safety Policies, Procedures, Rules, Training, Guidelines, Manuals, Warnings and/or Precautions including but not limited to those pertaining to escalator safety;
- k. Failing to perform or timely perform escalator inspection, monitoring, preventive maintenance,; operation, repair, modernization, refurbishment retrofit and/or renovation;
- l. Failing to perform a timely risk assessment of the escalator in question;
- m. Failing to follow industry standards and/or requirements in the maintenance, repair, inspection and monitoring of the escalator in question;
- n. Failing to have adequate staffing of its store
- o. Failing to hire and/or utilize properly qualified person(s) to service, repair and/or maintain the escalator in question;

- p. Hiring and/or retaining persons to perform service, repair, and/or maintenance of the escalator in question who were not properly qualified, competent, skilled, knowledgeable and/or trained to work on the escalator in question;
- q. Failing to timely adopt and/or employ proper and adequate safety precautions to prevent, avoid and/or mitigate the accident in question;
- r. Failing to have an adequate safety training manual, safety policies or safety procedures for the escalator in question;;
- s. Allowing an escalator with unsafe and dangerous features such as gaps in steps and/o step sides to be and remain at the premises;
- t. Failing to utilize available security measures, safety plates, and/or features on said escalator which would have prevented and/or mitigated the accident and its consequences;
- u. Failing to have proper and/or adequate warnings of the dangers of the escalator in question.

27. By conducting itself as set forth above, the Macy's defendants acts and/or omissions as set forth above were a substantial factor in, and a factual cause of Plaintiff's aforementioned accident and the serious and/or permanent injuries and damages she suffered..

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against the Macy's defendants, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

COUNT II
CHRISTINE PEMBLETON V. SCHINDLER ELEVATOR CORPORATION
(NEGLIGENCE)

28. Plaintiff incorporates by reference the preceding paragraphs as though same were fully set forth at length herein.

29. The aforementioned accident and Plaintiff's resulting injuries were caused by the defendant's negligence, carelessness, acts and/or omissions in its design, construction,

manufacture, distribution, supply, selling, installation, service, inspection, maintenance, and/or repair of the said escalator and/or its component parts, which consisted of the following:

- a. Allowing an escalator which it knew or should have known was in an unsafe, defective and/or dangerous condition to be and remain in service at all times relevant hereto;
- b. Failing to inspect, timely inspect, monitor and/or timely monitor its escalator(s);
- c. Failing to perform timely and/or regular preventive maintenance on the escalator in question;
- d. Failing to properly maintain, service, refurbish, retrofit and/or repair the escalator in question prior to the accident in question;
- e. Failing to hire, retain and/or utilize competent, properly trained, qualified, skilled, and/or experienced escalator maintenance personnel, mechanics, technicians, installers, servicemen and/or repairmen to install, service, maintain, repair, refurbish and/or work on the escalator in question;
- f. Causing the escalator in question to be and/or remain in a dangerous, defective and/or unsafe condition at all times material hereto by virtue of inadequate escalator warnings.
- g. Failing to make and/or perform necessary, timely escalator renovations, retrofits, service, repair or part replacement(s) for the elevator in question;
- h. Failing to require and/or provide appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen, employees, agents, and/or contractors responsible for the maintenance, service, repair, upkeep and safety of the escalator in question;
- i. Failing promulgate, implement, use, follow and/or enforce appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen and/or contractors responsible for proper safety and emergency procedures, including but not limited to knowing the location of and properly utilizing the emergency stop function in a timely manner;
- j. Failing to promulgate, implement, use, follow and/or enforce Store Accident and/or Safety Policies, Procedures, Rules, Training, Guidelines, Manuals, Warnings and/or Precautions including but not limited to those pertaining to escalator safety;

- k. Failing to perform or timely perform escalator inspection, monitoring, preventive maintenance,; operation, repair, modernization, refurbishment retrofit and/or renovation;
- l. Failing to perform a timely risk assessment of the escalator in question;
- m. Failing to follow industry standards and/or requirements in the maintenance, repair, inspection and monitoring of the escalator in question;
- n. Failing to have adequate staffing of its store
- o. Failing to hire and/or utilize properly qualified person(s) to service, repair and/or maintain the escalator in question;
- p. Hiring and/or retaining persons to perform service, repair, and/or maintenance of the escalator in question who were not properly qualified, competent, skilled, knowledgeable and/or trained to work on the escalator in question;
- q. Failing to timely adopt and/or employ proper and adequate safety precautions to prevent, avoid and/or mitigate the accident in question;
- r/ Failing to have an adequate safety training manual, safety policies or safety procedures for the escalator in question;;
- s. Allowing an escalator with unsafe and dangerous features such as gaps in steps and/o step sides to be and remain at the premises;
- t. Failing to utilize available security measures, safety plates, and/or features on said escalator which would have prevented and/or mitigated the accident and its consequences;
- u. Failing to have proper and/or adequate warnings of the dangers of the escalator in question.

30. By conducting itself as set forth above, defendant Schindler Escalator Corporation's acts and/or omissions as set forth above were a substantial factor in, and a factual cause of Plaintiff's aforementioned accident and her serious and/or permanent injuries and damages.

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, Schindler Elevator Corporation, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

COUNT III
CHRISTINE PEMBLETON V. SCHINDLER ELEVATOR CORPORATION
(STRICT LIABILITY)

31. Plaintiff incorporates by reference the preceding paragraphs as though same were fully set forth at length herein.

32. Defendant, Schindler Escalator Corporation, at all times material hereto, did design, construct, manufacture, modernize, label, inspect, repair, maintain, overhaul, assemble and/or distribute or otherwise place into the stream of commerce the aforementioned escalator which injured plaintiff.

33. At the time of its manufacture, construction, distribution and/or sale, the aforesaid escalator was defective, unreasonably dangerous and unfit and unsafe for its intended uses and purposes rendering it unreasonably dangerous.

34. The aforesaid escalator was defective in its design, manufacture, and construction in that it, among other things, was designed manufactured and constructed: without proper safety devices to prevent a rider from becoming entrapped in the track, step grooves, step mechanism, outer decking and/or comb plate.

35. At the time of design, manufacture, construction, distribution, and/or sale, the aforesaid escalator failed to contain proper and sufficient warnings, cautions and/or instructions, rendering the aforesaid escalator defective, unreasonably dangerous and unfit and unsafe for its intended uses and purposes.

36. On or about October 3, 2018, the aforesaid escalator was in the same or substantially similar condition as it was when manufactured, distributed, and/or sold by said defendant.

37. Said defendant designed, manufactured, constructed, labeled, sold, distributed, supplied, installed, repaired, inspected and maintained the escalator in a defective condition, dangerous to

its purchaser and to the ultimate user or consumer and is strictly liable to plaintiff pursuant to Section 402A of the Restatement (Second) of Torts.

38. As a direct and proximate result of the aforementioned defects and dangerous condition(s), plaintiff has suffered the severe and permanent injuries which were set forth at length herein above.

39. By conducting itself as set forth above, defendant Schindler Elevator Corporation's acts and/or omissions as set forth above were a substantial factor in, and a factual cause of Plaintiff's aforementioned accident and her serious and/or permanent injuries and damages.

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, Schindler Elevator Corporation, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

**COUNT IV
CHRISTINE PEMBLETON V. SCHINDLER ELEVATOR CORPORATION
(BREACH OF WARRANTY)**

40. Plaintiff incorporates by reference the preceding paragraphs as though same were fully set forth at length herein

41. At all times material hereto, said Defendant did expressly and impliedly warrant that the aforesaid escalator, and all of its component parts, were of merchantable condition at the time it was sold and that it was fit for its intended purpose when sold and/or used for its intended purpose(s).

42. Defendant Schindler Elevator Corporation breached said expressive and/or implied warranties in that the aforesaid escalator was defective, hazardous, unsafe, unfit for its intended use and not properly and reasonably merchantable and was unfit for its intended, ordinary foreseeable use and purpose.

43. As a direct and proximate result of the aforementioned defects and dangerous condition(s), plaintiff has suffered the severe and painful injuries which were set forth at length herein above.

44. By conducting itself as set forth above, defendant Schindler Elevator Corporation's acts and/or omissions as set forth above were a substantial factor in, and a factual cause of Plaintiff's aforementioned accident and her serious and/or permanent injuries and damages.

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, Schindler Elevator Corporation, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

**COUNT V
CHRISTINE PEMBLETON v. JOHN DOE 1 and 2
(NEGLIGENCE)**

45. Plaintiff incorporates by reference the preceding paragraphs as if same were fully set forth at length herein.

46. The carelessness, negligence acts and omissions of John Doe 1 a/k/a Scott and John Doe 2, who upon information and belief worked in management for Macy's at the Macy's store in question at all times material hereto consisted of the following:

- a. Allowing an escalator which it knew or should have known was in an unsafe, defective and/or dangerous condition to be and remain in service at all times relevant hereto;
- b. Failing to inspect, timely inspect, monitor and/or timely monitor its escalator(s);
- c. Failing to perform timely and/or regular preventive maintenance on the escalator in question;
- d. Failing to properly maintain, service, refurbish, retrofit and/or repair the escalator in question prior to the accident in question;

- e. Failing to hire, retain and/or utilize competent, properly trained, qualified, skilled, and/or experienced escalator maintenance personnel, mechanics, technicians, installers, servicemen and/or repairmen to install, service, maintain, repair, refurbish, retrofit, and/or work on the escalator in question;
- f. Causing the escalator in question to be and/or remain in a dangerous, defective and/or unsafe condition at all times material hereto by virtue of inadequate escalator warnings.
- g. Failing to make and/or perform necessary, timely escalator renovations, retrofits, service, repair or part replacement(s) for the elevator in question;
- h. Failing to require and/or provide appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen, employees, agents, and/or contractors responsible for the maintenance, service, repair, upkeep and safety of the escalator in question;
- i. Failing promulgate, implement, use, follow and/or enforce appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen and/or contractors responsible for proper safety and emergency procedures, including but not limited to knowing the location of and properly utilizing the emergency stop function in a timely manner;
- j. Failing to promulgate, implement, use, follow and/or enforce Store Accident and/or Safety Policies, Procedures, Rules, Training, Guidelines, Manuals, Warnings and/or Precautions including but not limited to those pertaining to escalator safety;
- k. Failing to perform or timely perform escalator inspection, monitoring, preventive maintenance, operation, repair, modernization, refurbishment retrofit and/or renovation;
- l. Failing to perform a timely risk assessment of the escalator in question;
- m. Failing to follow industry standards and/or requirements in the maintenance, repair, inspection and monitoring of the escalator in question;
- n. Failing to have adequate staffing of its store
- o. Failing to hire and/or utilize properly qualified person(s) to service, repair and/or maintain the escalator in question;
- p. Hiring and/or retaining persons to perform service, repair, and/or maintenance of the escalator in question who were not properly qualified, competent, skilled, knowledgeable and/or trained to work on the escalator in question;

- q. Failing to timely adopt and/or employ proper and adequate safety precautions to prevent, avoid and/or mitigate the accident in question;
- r. Failing to have an adequate safety training manual, safety policies or safety procedures for the escalator in question;;
- v. Allowing an escalator with unsafe and dangerous features such as gaps in steps and/o step sides to be and remain at the premises;
- w. Failing to utilize available security measures, safety plates, and/or features on said escalator which would have prevented and/or mitigated the accident and its consequences;
- x. Failing to have proper and/or adequate warnings of the dangers of the escalator in question.

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, John Doe Defendants 1 and 2, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

**COUNT VI
CHRISTINE PEMBLETON v. JOHN DOE 3
(NEGLIGENCE)**

47. Plaintiff incorporates by reference the preceding paragraphs as if same were fully set forth at length herein.

48. The carelessness, negligence, acts and omissions of John Doe 3 who worked for Schindler Elevator Company and performed work on the elevator in question at Macy's including service, maintenance, installation and repair at all times material hereto consisted of the following:

- a. Allowing an escalator which it knew or should have known was in an unsafe, defective and/or dangerous condition to be and remain in service at all times relevant hereto;
- b. Failing to inspect, timely inspect, monitor and/or timely monitor its escalator(s);

- c. Failing to perform timely and/or regular preventive maintenance on the escalator in question;
- d. Failing to properly maintain, service, refurbish, retrofit and/or repair the escalator in question prior to the accident in question;
- e. Failing to hire, retain and/or utilize competent, properly trained, qualified, skilled, and/or experienced escalator maintenance personnel, mechanics, technicians, installers, servicemen and/or repairmen to install, service, maintain, repair, refurbish, retrofit, and/or work on the escalator in question;
- f. Causing the escalator in question to be and/or remain in a dangerous, defective and/or unsafe condition at all times material hereto by virtue of inadequate escalator warnings.
- g. Failing to make and/or perform necessary, timely escalator renovations, retrofits, service, repair or part replacement(s) for the elevator in question;
- h. Failing to require and/or provide appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen, employees, agents, and/or contractors responsible for the maintenance, service, repair, upkeep and safety of the escalator in question;
- i. Failing promulgate, implement, use, follow and/or enforce appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen and/or contractors responsible for proper safety and emergency procedures, including but not limited to knowing the location of and properly utilizing the emergency stop function in a timely manner;
- j. Failing to promulgate, implement, use, follow and/or enforce Store Accident and/or Safety Policies, Procedures, Rules, Training, Guidelines, Manuals, Warnings and/or Precautions including but not limited to those pertaining to escalator safety;
- k. Failing to perform or timely perform escalator inspection, monitoring, preventive maintenance, operation, repair, modernization, refurbishment retrofit and/or renovation;
- l. Failing to perform a timely risk assessment of the escalator in question;
- m. Failing to follow industry standards and/or requirements in the maintenance, repair, inspection and monitoring of the escalator in question;
- n. Failing to have adequate staffing of its store
- o. Failing to hire and/or utilize properly qualified person(s) to service, repair and/or

maintain the escalator in question;

- p. Hiring and/or retaining persons to perform service, repair, and/or maintenance of the escalator in question who were not properly qualified, competent, skilled, knowledgeable and/or trained to work on the escalator in question;
- q. Failing to timely adopt and/or employ proper and adequate safety precautions to prevent, avoid and/or mitigate the accident in question;
- r. Failing to have an adequate safety training manual, safety policies or safety procedures for the escalator in question;;
- s. Allowing an escalator with unsafe and dangerous features such as gaps in steps and/o step sides to be and remain at the premises;
- t. Failing to utilize available security measures, safety plates, and/or features on said escalator which would have prevented and/or mitigated the accident and its consequences;
- v. Failing to have proper and/or adequate warnings of the dangers of the escalator in question.

WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, John Doe Defendant 3, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

**COUNT VIII
CHRISTINE PEMBLETON v. JANE DOE 1-3
(NEGLIGENCE)**

49. Plaintiff incorporates by reference the preceding paragraphs as if same were fully set forth at length herein.

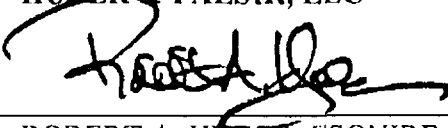
50. The carelessness, negligence, acts and omissions of Jane Does 3 who worked for The Macy's defendants as staff and or Macy's security at all times material hereto consisted of the following:

- a. Allowing an escalator which she knew or should have known was in an unsafe, defective and/or dangerous condition to be and remain in service at all times relevant hereto;

- b. Failing to inspect, timely inspect, monitor and/or timely monitor its escalator(s);
- c. Failing to perform timely and/or regular preventive maintenance on the escalator in question;
- d. Failing to properly maintain, service, refurbish, retrofit and/or repair the escalator in question prior to the accident in question;
- e. Failing to hire, retain and/or utilize competent, properly trained, qualified, skilled, and/or experienced escalator maintenance personnel, mechanics, technicians, installers, servicemen and/or repairmen to install, service, maintain, repair, refurbish, retrofit, and/or work on the escalator in question;
- f. Causing the escalator in question to be and/or remain in a dangerous, defective and/or unsafe condition at all times material hereto by virtue of inadequate escalator warnings.
- g. Failing to make and/or perform necessary, timely escalator renovations, retrofits, service, repair or part replacement(s) for the elevator in question;
- h. Failing to require and/or provide appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen, employees, agents, and/or contractors responsible for the maintenance, service, repair, upkeep and safety of the escalator in question;
- i. Failing promulgate, implement, use, follow and/or enforce appropriate education, instruction, training, supervision, management and/or direction to its employees, agents, servants, workmen and/or contractors responsible for proper safety and emergency procedures, including but not limited to knowing the location of and properly utilizing the emergency stop function in a timely manner;
- j. Failing to promulgate, implement, use, follow and/or enforce Store Accident and/or Safety Policies, Procedures, Rules, Training, Guidelines, Manuals, Warnings and/or Precautions including but not limited to those pertaining to escalator safety;
- k. Failing to perform or timely perform escalator inspection, monitoring, preventive maintenance, operation, repair, modernization, refurbishment retrofit and/or renovation;
- l. Failing to perform a timely risk assessment of the escalator in question;
- m. Failing to follow industry standards and/or requirements in the maintenance, repair, inspection and monitoring of the escalator in question;

- n. Failing to have adequate staffing of its store
- o. Failing to hire and/or utilize properly qualified person(s) to service, repair and/or maintain the escalator in question;
- p. Hiring and/or retaining persons to perform service, repair, and/or maintenance of the escalator in question who were not properly qualified, competent, skilled, knowledgeable and/or trained to work on the escalator in question;
- q. Failing to timely adopt and/or employ proper and adequate safety precautions to prevent, avoid and/or mitigate the accident in question;
- r. Failing to have an adequate safety training manual, safety policies or safety procedures for the escalator in question;;
- y. Allowing an escalator with unsafe and dangerous features such as gaps in steps and/o step sides to be and remain at the premises;
- z. Failing to utilize available security measures, safety plates, and/or features on said escalator which would have prevented and/or mitigated the accident and its consequences;
- aa. Failing to have proper and/or adequate warnings of the dangers of the escalator in question.

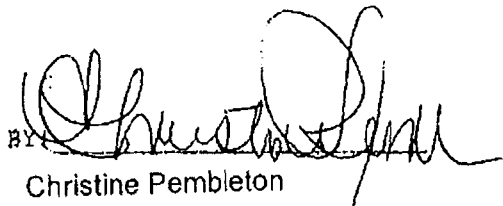
WHEREFORE, Plaintiff Christine Pembleton demands judgment in her favor and against Defendant, Jane Doe Defendants 1-3, jointly and severally, in an amount in excess of Fifty Thousand Dollars (\$50,000.00), exclusive of interest and costs.

HUBER & PALSIR, LLC

BY: _____
ROBERT A. HUBER, ESQUIRE
Attorney for Plaintiff
Christine Pembleton

Dated: September 1, 2020


VERIFICATION

The undersigned, having read the attached pleading, hereby verifies that the within pleading is based on information furnished to counsel, which information has been gathered by counsel in the course of this law suit. Signer verifies that he/she has read the within pleading and that it is true and correct to the best of signer's knowledge, information and belief. To the extent that the contents of the pleadings are that of counsel, verifier has relied upon counsel in taking this Verification. This Verification is made subject to the penalties of 18 Pa. C.S. Sec. 4904, relating to unsworn falsification of authorities.


Christine Pembleton

VERIFICATION

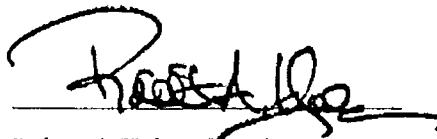
I, Robert A. Huber, do hereby state that I am the attorney representing the party filing the foregoing pleading. I verify that I have read the attached pleading, that the information contained within the pleading is based upon information furnished to counsel and or gathered by counsel. I verify that the information contained within this pleading is true and correct to the best of my knowledge, information and belief. This verification is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

BY: 
Robert A. Huber

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania that require filing confidential information and documents differently than non-confidential information and documents.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert A. Huber", written over a horizontal line.

Robert A Huber, Esquire

Attorney ID: 58948

Attorney for Plaintiff, Christine Pembleton

EXHIBIT “B”

HUBER AND PALSIR, LLC
BY: ROBERT A HUBER, ESQUIRE
IDENTIFICATION NO: 48958
P O BOX 37008
PHILADELPHIA, PA 19122
(215) 627-0676



PLAINTIFFS: Christine Pembleton
PHILADELPHIA CCP CASE ID: 200802802
DEFENDANT: Schindler Elevator Corp.
SERVED: COMPLAINT

1) Served Complaint to Schindler Elevator Corporation
on the 10th day of September, 2020 at 20 Whippany Road, Morristown, NJ 07960
in the manner described below:
Certified Mail Return Receipt Requested # 70200640000084460627

NAME OF SERVER:

Ana Doughty, being duly sworn according to law, deposes and says that she is process server herein named; and that the facts herein set forth are true and correct to the best of her knowledge, information and belief.

Ana D

Ana Doughty

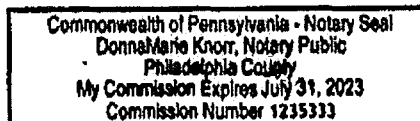
9/18/2020

Date

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 18th DAY
OF SEPTEMBER 2020:

Donna Marie Knorr

NOTARY PUBLIC



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Schindler Elevator Corp
20 Whippany Road
Morristown, NJ 07960



9590 9402 4786 8344 3798 81

2. Article Number (Transfer from service label)

7020 0640 0000 8446 0627

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Sam Antaresky
B. Received by (Printed Name)

☐ Agent☐ Addressee

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

AUTHORIZED AGENT

3. Service Type

☐ Adult Signature☐ Adult Signature Restricted Delivery☒ Certified Mail®☐ Certified Mail Restricted Delivery☐ Collect on Delivery☐ Collect on Delivery Restricted Delivery☐ Insured Mail☐ Insured Mail Restricted Delivery (over \$500)☐ Priority Mail Express®☐ Registered Mail™☐ Registered Mail Restricted Delivery☒ Return Receipt for Merchandise☐ Signature Confirmation™☐ Signature Confirmation Restricted Delivery

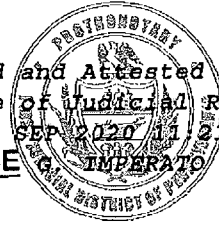
Domestic Return Receipt

EXHIBIT “C”

HUBER AND PALSIR, LLC
BY: ROBERT A HUBER, ESQUIRE
IDENTIFICATION NO: 48958
P O BOX 37008
PHILADELPHIA, PA 19122
(215) 627-0676

AFFIDAVIT OF SERVICE

Filed and Attested by the
Office of Judicial Records
25 SEP 2020 11:21 am



PLAINTIFF: Christine Pembleton
PHILADELPHIA CCP CASE ID: 200802802
DEFENDANT: Macy's Inc., etal.
SERVED: COMPLAINT

- 1) Served Complaint to Macy's Retail Holdings, Inc.
on the 14th day of September, 2020 at 2300 Lincoln Highway, Suite 4, Langhorne,
PA 19047 in the manner described below:
Bucks County Sheriff

NAME OF SERVER:

Ana Doughty, being duly sworn according to law, deposes and says that she is process
server herein named; and that the facts herein set forth are true and correct to the best
of her knowledge, information and belief.

Ana D

Ana Doughty

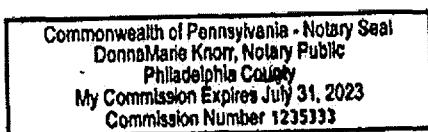
9/25/2020

Date

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 25th DAY
OF SEPTEMBER, 2020:

Donna Marie Knorr

NOTARY PUBLIC



Case ID: 200802802

BUCKS SHERIFF'S RETURN

Case #: 2020-92483
Commenced: 9/1/2020
Caption: PEMBLETON, CHRISTINE
vs.
MACY'S RETAIL HOLDINGS, INC.

SERVICE REQUEST

Request #: 16021 (1 of 1)
Request Type: Out of County COMPLAINT
Entered: 9/9/2020 by COB\dlindsey
Requested By: CHRISTINE PEMBLETON
UNKNOWN

Special Instructions:

Service To: 1) MACY'S RETAIL HOLDINGS, INC.
2) JOHN DOE #1
3) JOHN DOE #2
4) JOHN DOE #3
5) JANE DOE #1
6) JANE DOE #2
7) JANE DOE #3

Zone: 3
Address: 2300 LINCOLN HIGHWAY, SUITE 4
LANGHORNE, PA 19047
Municipality: Middletown TOWNSHIP
Pick Up on 9/10/2020 2:12 PM by deputy Deputy Dale Walton
Served on 9/14/2020 2:01 PM by deputy Deputy Dale Walton
• Person in Charge of Business (A)(2)(iii)
Served To: SHARON WEISS
Witness: DEPUTY WALTON

HUBER AND PALSIR, LLC
BY: ROBERT A HUBER, ESQUIRE
IDENTIFICATION NO: 48958
P O BOX 37008
PHILADELPHIA, PA 19122
(215) 627-0676

Filed and Attested by the
Office of Judicial Records
25 SEP 2020 11:23 am
AFFIDAVIT OF SERVICE



PLAINTIFF: Christine Pembleton
PHILADELPHIA CCP CASE ID: 200802802
DEFENDANT: Macy's Inc., etal.
SERVED: COMPLAINT

- 1) Served Complaint to Macy's Inc.
on the 8th day of September, 2020 at 151 West 34th Street, New York, NY 10001 in
the manner described below:
Certified Mail Return Receipt Requested # 70190700000130326933

NAME OF SERVER:

Ana Doughty, being duly sworn according to law, deposes and says that she is process
server herein named; and that the facts herein set forth are true and correct to the best
of her knowledge, information and belief.

Ana Doughty

Ana Doughty

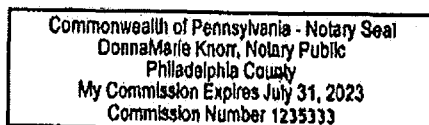
9/25/2020

Date

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 25th DAY
OF SEPTEMBER, 2020:

Donna Marie Knorr

NOTARY PUBLIC



7019 0700 0001 3032 6333

United States Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com®

OFFICIAL USE

Certified Mail Fee \$	9/2/20 mailed Postmark Here
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$	
<input type="checkbox"/> Return Receipt (electronic) \$	
<input type="checkbox"/> Certified Mail Restricted Delivery \$	
<input type="checkbox"/> Adult Signature Required \$	
<input type="checkbox"/> Adult Signature Restricted Delivery \$	
Postage \$	
Total Postage and Fees \$	
Sent To Macy's Inc	
Street and Apt. No. or PO Box No.	
151 West 34th Street	
City, State, ZIP+4®	
New York, NY 10001	
PS Form 3800, April 2015 PSN 7530-02-000-9037 See Reverse for instructions	

ALERT: STAY UPDATED ON POST OFFICE CLOSURES AND SERVICE IMPACTS DUE TO SEVER...**USPS Tracking®****FAQs >****Track Another Package +****Tracking Number:** 70190700000130326933

Remove X

Your item was delivered to the front desk, reception area, or mail room at 11:27 am on September 8, 2020 in NEW YORK, NY 10001.

 **Delivered**

September 8, 2020 at 11:27 am
Delivered, Front Desk/Reception/Mail Room
NEW YORK, NY 10001

Feedback

Get Updates ✓

Text & Email Updates

Tracking History

Product Information

See Less ^**Can't find what you're looking for?**

Go to our FAQs section to find answers to your tracking questions.

Case ID: 200802802

EXHIBIT “D”


 No Items in Cart **LOGOUT** rstanko1
Civil Docket Report

A \$5 Convenience fee will be added to the transaction at checkout.

Case Description

Case ID: 200802802
Case Caption: PEMBLETON VS MACY'S INC ETAL
Filing Date: Tuesday , September 01st, 2020
Court: MAJOR NON JURY EXPEDITED
Location: City Hall
Jury: NON JURY
Case Type: PRODUCT LIABILITY
Status: WAITING TO LIST CASE MGMT CONF


Related Cases*No related cases were found.***Case Event Schedule***No case events were found.***Case motions***No case motions were found.***Case Parties**





Seq #	Assoc	Expn Date	Type	Name
1			ATTORNEY FOR PLAINTIFF	HUBER, ROBERT A
Address:	P O BOX 37008 PHILADELPHIA PA 19122 (215)627-0676 RHuber@HuberPalsir.com		Aliases:	<i>none</i>
2	1		PLAINTIFF	PEMBLETON, CHRISTINE
Address:	6060 ALMA STREET PHILADELPHIA PA 19149		Aliases:	<i>none</i>
3			DEFENDANT	MACY'S INC






Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
4			DEFENDANT	MACY'S RETAIL HOLDINGS INC
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	MACY'S RETAIL HOLDINGS LLC I/T/A	
5			DEFENDANT	SCHINDLER ELEVATOR CORP
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
6			DEFENDANT	DOE 1, JOHN
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	SCOTT	
7			DEFENDANT	DOE 2, JOHN
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
8			DEFENDANT	DOE 3, JOHN
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
9			DEFENDANT	DOE, 1, JANE
Address:	2300 LINCOLN HIGHWAY	Aliases:	none	


	SUITE 4 LANGHORNE PA 19047			
10			DEFENDANT	DOE, 2, JANE
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
11			DEFENDANT	DOE, 3, JANE
Address:	2300 LINCOLN HIGHWAY SUITE 4 LANGHORNE PA 19047	Aliases:	none	
12		06-OCT- 2020	TEAM LEADER	SHIRDAN-HARRIS, LISETTE
Address:	692 CITY HALL PHILADELPHIA PA 19107	Aliases:	none	
13			TEAM LEADER	SHREEVES-JOHNS, KAREN
Address:	327 CITY HALL PHILADELPHIA PA 19107	Aliases:	none	

Docket Entries

Filing Date/Time	Docket Type	Filing Party	Disposition Amount	Approval/Entry Date
01-SEP-2020 05:32 PM	ACTIVE CASE			01-SEP-2020 11:24 PM
Docket Entry:	E-Filing Number: 2009002428			
01-SEP-2020 05:32 PM	COMMENCEMENT OF CIVIL ACTION	HUBER, ROBERT A		01-SEP-2020 11:24 PM
Documents:	Click link(s) to preview/purchase the documents Final Cover			
	 Click HERE to purchase all documents related to this one docket entry			

Docket Entry:	none.			
01-SEP-2020 05:32 PM	COMPLAINT FILED NOTICE GIVEN	HUBER, ROBERT A		01-SEP-2020 11:24 PM
Documents:	Click link(s) to preview/purchase the documents Pembleton v Macys Inc etal COMPLAINT.pdf <div>  Click HERE to purchase all documents related to this one docket entry </div>			
Docket Entry:	COMPLAINT WITH NOTICE TO DEFEND WITHIN TWENTY (20) DAYS AFTER SERVICE IN ACCORDANCE WITH RULE 1018.1 FILED.			
01-SEP-2020 05:32 PM	WAITING TO LIST CASE MGMT CONF	HUBER, ROBERT A		01-SEP-2020 11:24 PM
Docket Entry:	none.			
18-SEP-2020 03:44 PM	AFFIDAVIT OF SERVICE FILED	HUBER, ROBERT A		21-SEP-2020 10:12 AM
Documents:	Click link(s) to preview/purchase the documents Pembleton, Christine - Aff of Svc Schindler.pdf <div>  Click HERE to purchase all documents related to this one docket entry </div>			
Docket Entry:	AFFIDAVIT OF SERVICE OF PLAINTIFF'S COMPLAINT UPON SCHINDLER ELEVATOR CORP BY CERTIFIED MAIL ON 09/10/2020 FILED. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:04 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:26 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc Jane 1.pdf <div>  Click HERE to purchase all documents related to this one docket entry </div>			
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JANE DOE, 1 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:06 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:26 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc Jane 2.pdf <div>  Click HERE to purchase all documents related to this one docket entry </div>			
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JANE DOE, 2 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			

25-SEP-2020 11:09 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:27 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc Jane 3.pdf		 Click HERE to purchase all documents related to this one docket entry	
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JANE DOE, 3 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:11 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:27 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc John 3.pdf		 Click HERE to purchase all documents related to this one docket entry	
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JOHN DOE 3 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:12 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:27 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc John 2.pdf		 Click HERE to purchase all documents related to this one docket entry	
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JOHN DOE 2 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:13 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:28 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc John 1.pdf		 Click HERE to purchase all documents related to this one docket entry	
Docket Entry:	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON JOHN DOE 1 BY SHERIFF OF BUCKS COUNTY ON 09/14/2020. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			
25-SEP-2020 11:21 AM	SHERIFF'S SERVICE	HUBER, ROBERT A		25-SEP-2020 12:29 PM
Documents:	Click link(s) to preview/purchase the documents Aff of Svc Macys PA.pdf		 Click HERE to purchase all documents related to this one docket entry	
Docket	DEPUTIZED SERVICE OF PLAINTIFF'S COMPLAINT UPON MACY'S RETAIL HOLDINGS INC BY SHERIFF OF BUCKS COUNTY ON 09/14/2020.			

Entry: (FILED ON BEHALF OF CHRISTINE PEMBLETON)				
25-SEP-2020 11:23 AM	AFFIDAVIT OF SERVICE FILED	HUBER, ROBERT A		25-SEP-2020 12:30 PM
Documents: Click link(s) to preview/purchase the documents Aff of Svc Macys NYC.pdf <div>  Click HERE to purchase all documents related to this one docket entry </div>				
Docket Entry:	AFFIDAVIT OF SERVICE OF PLAINTIFF'S COMPLAINT UPON MACY'S INC BY CERTIFIED MAIL ON 09/14/2020 FILED. (FILED ON BEHALF OF CHRISTINE PEMBLETON)			

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